

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MAGTEN ASSET MANAGEMENT
CORPORATION and LAW DEBENTURE
TRUST COMPANY OF NEW YORK,

Plaintiffs,

V.

C.A. No. 04-1494 (JJF)

NORTHWESTERN CORPORATION,

Defendant.

MAGTEN ASSET MANAGEMENT CORP.,

Plaintiff,

V.

C.A. No. 05-499 (JJF)

MIKE J. HANSON and ERNIE J. KINDT,

Defendants.

STATE OF NEW YORK)

) SS:

COUNTY OF NEW YORK)

JOSEPH D. PIZZURRO, being duly sworn, deposes and says:

1. I have been admitted pro hac vice to the bar for this Court and am a member of the firm of Curtis, Mallet-Prevost, Colt & Mosle LLP, counsel for defendant, NorthWestern Corporation (“NorthWestern”) in this matter. I submit this affidavit in support of NorthWestern’s Motion In Limine To Exclude The Expert Reports and Testimony of Paul A. Marcus and Robert W. Berliner pursuant to Fed. R. Evid. 702.


2. Attached as Exhibit 1 is a true and correct copy of the expert report of Paul A. Marcus, dated September 19, 2007.

3. Attached as Exhibit 2 is a true and correct copy of excerpts from the deposition of Paul A. Marcus, dated, November 13, 2007.

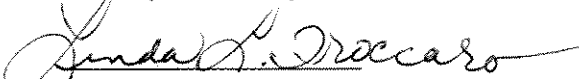
4. Attached as Exhibit 3 is a true and correct copy of the expert report of Robert W. Berliner, dated September 19, 2007.

5. Attached as Exhibit 4 is a true and correct copy of the expert report of Bruce B. Bingham, dated October 17, 2007

6. Attached as Exhibit 5 is a true and correct copy of excerpts of the deposition of Robert W. Berliner, dated November 8, 2007.


Joseph D. Pizzurro

Sworn to before me this
10th day of January, 2008


Notary Public

LINDA L. FROCCARO
Notary Public, State of New York
No. 31-6241000
Qualified in New York County
Commission Expires May 31, 2010